

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DISTRICT**

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APRIL MALONE and  
CELITRIA WATSON,

Plaintiffs,

v.

No. 2:18-cv-02201-MSN-tmp

SHELBY COUNTY; PAUL HAGERMAN,  
Assistant District Attorney, Individually  
and in his Official Capacity; AUSTIN  
SCHOLEFIELD, Individually and in his  
Official Capacity; CHRIS SCRUGGS,  
Individually and in his Official Capacity;  
CITY OF MEMPHIS; OFFICER  
THURMOND RICHARDSON,  
Individually and in his Official Capacity;  
OFFICER JONATHAN OVERLY,  
Individually and in his Official Capacity;  
and OFFICER WILLIAM ACRED,  
Individually and in his Official Capacity,

Defendants.

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**ORDER ADOPTING REPORT AND RECOMMENDATION**

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Before the Court is the Magistrate Judge’s Report and Recommendation on Defendant Shelby County’s Motion for Judgment on the Pleadings, filed February 4, 2019 (“Report”). (ECF No. 69.) The Report recommends that Shelby County’s motion be granted.

Congress enacted 28 U.S.C. § 636 to relieve the burden on the federal judiciary by permitting the assignment of district court duties to magistrate judges. *See United States v. Curtis*, 237 F.3d 598, 602 (6th Cir. 2001) (citing *Gomez v. United States*, 490 U.S. 858, 869–70 (1989)); *see also Baker v. Peterson*, 67 Fed.Appx. 308, 310 (6th Cir. 2003). For dispositive matters, “[t]he

district judge must determine de novo any part of the magistrate judge's disposition that has been properly objected to." *See* Fed. R. Civ. P. 72(b)(3); 28 U.S.C. §636(b)(1). After reviewing the evidence, the court is free to accept, reject, or modify the magistrate judge's proposed findings or recommendations. 28 U.S.C. § 636(b)(1). The district court is not required to review—under a de novo or any other standard—those aspects of the report and recommendation to which no objection is made. *See Thomas v. Arn*, 474 U.S. 140, 150 (1985). The district court should adopt the magistrate judge's findings and rulings to which no specific objection is filed. *See id.* at 151.

The deadline to object to the Report has passed, and Plaintiff has filed no objections. The Court has reviewed the Report for clear error and finds none. For the foregoing reasons, the Court **ADOPTS** the Report and **GRANTS** Defendant Shelby County's Motion for Judgment on the Pleadings, dismissing this civil action as to the County.

**IT IS SO ORDERED**, this 21st day of February, 2019.

s/ Mark S. Norris

MARK S. NORRIS

UNITED STATES DISTRICT JUDGE